

Filed for intro on 02/22/95
Senate Bill _____
By _____

House No. HB1618
By Kernell

AN ACT to repeal Tennessee Code Annotated, Section 54-21-119; and Section 54-21-120 relative to vegetation control and to amend Title 54, Chapter 22 to prohibit certain removal of vegetation on rights-of-way.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 54-21-119 and 54-21-120, are repealed. All permits issued under these sections shall expire and be of no continued validity as of the effective date of this act.

SECTION 2. Tennessee Code Annotated, Title 54, Chapter 22, is amended by adding a new section thereto, as follows:

Section ____.

(a) Removal, cutting, or trimming of vegetation from a state highway right-of-way by persons other than agents or employees of the Tennessee Department of Transportation is a Class A misdemeanor for each separate offense.

(b) In addition, if such removal, cutting, or trimming occurs within five hundred yards (500 yd.) of an outdoor advertising structure, there is an inference that the holder of the permit for that outdoor advertising structure was

responsible for the removal, cutting, or trimming, and the commissioner may revoke the permit for that structure.

SECTION 3. This act shall take effect July 1, 1995, the public welfare requiring it.

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